GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - MA&UD Department - Allegations of illegal plan approvals, failure in collection of encroachment fee etc., against the then Commissioner & other staff of Bobbili Municipality - Departmental action initiated against Sri S. Mohan Rao, the then Senior Assistant (Retired) and three (3) others of Bobbili Municipality, Vizianagaram District - Inquiry conducted - Show Cause Notice issued - Imposing a penalty of " withholding of 3% pension permanently" - Orders - Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.1) DEPARTMENT

G.O.Rt.No.293 **Dated.10.05.2023**

Read the following:

1. From the Director General, G.A. (V&E) Department, Vigilance Report No.88(908/V&E-D1/2008), dated.10.08.2010.
2. G.O.Rt.No.119, MA&UD (E1) Department, dated.31.01.2011.
3. WSD/Served copy submitted to C&DMA., Guntur by Sri S.Mohan Rao, Dated:17.02.2011.
4. G.O.Rt.No.533, MA&UD (Vig.1) Department, Dated.21.05.2018.
5. G.O.Rt.No.534, MA&UD (Vig.1) Department, Dated.21.05.2018.
6. Inquiry Report from the Regional Deputy Director of Town & Country Planning, Inquiry Officer, Visakhapatnam, letter Roc.No.169/2018/V1, Dt:25.03.2019.
7. Govt.Memo.No.18468/Vig.1/2010, dated.06.05.2019.
8. Written representation of Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District, Dated:29.06.2019
9. Govt.Memo.No.18468/Vig.1/2010, dated.14.10.2022.
10. Written explanation of Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District, Dated:19.01.2023.
11. Govt., Lr.No.18468/Vig.1/2010, Dated :13.02.2023.
12. From the Secretary, APPSC., Lr. No.GAD03 -APPS0DCC/30/2023 - DC.SECAPPSC, Dated :29.03.2023.

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ORDER:

Whereas, it has been brought to the notice of the Government, vide reference 1st read above, on the allegations of illegal plan approvals, failure in collection of encroachment fee etc., the G.A. (V&E) Dept., had conducted enquiry and recommended to initiate disciplinary action against Sri S. Mohan Rao, the then Senior Assistant and three (3) others of Bobbili Municipality, Vizianagaram District.

2. In the reference 2nd read above, Government initiated departmental proceedings under Rule -20 of AP civil services (C.C.A) rules, 1991 by issuing articles of charges against Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District (retired) with a direction to submit his Written Statement of Defence thereon. In the reference 3rd read above Sri S.Mohan Rao, the then Sr. Assistant submitted his Written Statement of Defense, to the O/o. C&DMA., wherein he had requested to drop further action against him.

(Contd....2)

3. In the reference 4th read above, Government after following due procedure, appointed Sri Y.P.Ranganayakulu, the then Regional Deputy Director of Town & Country Planning, Visakhapatnam, as an Inquiry Officer to inquire into the charges framed against Sri S.Mohan Rao, the then Sr. Assistant along with three (3) other charged officers.

4. In the reference 6th read above, the Inquiry Officer Sri Y.P.Ranganayakulu, the then Regional Deputy Director of Town & Country Planning, Visakhapatnam submitted Inquiry Report and concluded that the charges framed against Sri S. Mohan Rao, the then Senior Assistant, Bobbili Municipality, Vizianagaram District (retired) were held "proved" in the Inquiry.

5. Government examined the Inquiry report in detail and communicated a copy of Inquiry report to Sri S. Mohan Rao, the then Senior Assistant, Bobbili Municipality, Vizianagaram District (retired) under Rule 21 (2) of APCS (CC&A) Rules 1991 and directed to submit his written representation, if any, on the findings of the Inquiry report, vide reference 7th read above.

6. In the reference 8th read above, Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District (retired) had submitted his written representation wherein he had requested the Govt., to drop charges framed against him.

7. Government after careful examination of the matter and keeping in view of the findings of Inquiry report, and written representation, it has been provisionally decided to impose a penalty of "Withholding of 3% pension permanently" against Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District (retired) and issued a show cause notice, calling for explanations as to why the said penalty cannot be imposed against him under Rule-9 of A.P. Revised Pension Rules, 1980, vide reference 9th read above. In reply, Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District (retired) has submitted his written explanation and requested to drop further action vide reference 10th read above.

8. Government have examined the written explanation of the Charged officer; keeping in view the Inquiry Report and found that there are no new grounds put forth by the Charged Officer. After careful examination of the matter and after following due procedure, it has been decided to impose a penalty of "Withholding of 3% pension permanently" against Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District (retired).

9. In the reference 11th read above, the Secretary, A.P. Public Service Commission, Vijayawada was requested to convey the concurrence of the Commission on the said Government proposal.

10. In the reference 12th read above, the Secretary, A.P. Public Service Commission, Vijayawada has agreed with the proposal of the Government, to impose a penalty of "Withholding of 3% pension permanently" against Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District (retired).

(Contd....3)

11. Accordingly, Government hereby order to impose a penalty of "Withholding of 3% pension permanently" against Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District (retired), under Rule-9 of A.P. Revised Pension Rules, 1980.

12. The Commissioner & Director of Municipal Administration, A.P., Guntur shall take necessary further action in the matter accordingly.

13. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri S. Mohan Rao, the then Senior Assistant of Bobbili Municipality, Vizianagaram District (retired)- **through** the C&DMA., A.P., Guntur.
The Commissioner & Director of Municipal Administration, A.P., Guntur.

Copy to:
The Director General, G.A. (V&E) Department, A.P., Vijayawada.
The Secretary to A.P. Vigilance Commission, A.P. Secretariat, Velagapudi.
The Secretary, A.P. Public Service Commission, A.P., Vijayawada.
The Principal Accountant General (A&E), A.P., Vijayawada.
The Pay and Accounts Officer, Mangalagiri, A.P.
SF/SC (E.No.443404).

// FORWARDED :: BY ORDER //

SECTION OFFICER.